

1 Stephen R. Hormel
2 Hormel Law Office, L.L.C.
3 17722 East Sprague Avenue
4 Spokane Valley, WA 99016
5 Telephone: (509) 926-5177
6 Facsimile: (509) 926-4318

7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF WASHINGTON
9 (HONORABLE JOHN T. RODGERS)

10 UNITED STATES OF AMERICA,)
11) 2:21-CR-001-WFN
12 Plaintiff,)
13 vs.) MEMORANDUM IN SUPPORT
14) OF RELEASE FROM CUSTODY
15 PETER J. YEAGER,) PENDING TRIAL
16 Defendant.)
17)

18 PETER J. YEAGER, through counsel, Stephen R. Hormel for Hormel Law
19 Office, LLC, submits the following memorandum in support of motion to set
20 conditions of release pending trial.

21 This Court set a hearing on Mr. Yeager's request for conditions of release
22 for Tuesday, May 4, 2021. The Court also ordered a supplemental pretrial
23 services report (PTSR). (ECF No. 27). The United States Probation Office has
24 submitted the supplemental PTSR. (ECF No. 28).

25 Based on the residential plan submitted to the Court and to US Probation,
26 the pretrial services report concludes "conditions of release can be fashioned that

1 would reasonably assure further court appearances and address danger to other
2 persons or the community. *Id.* at 4.

3
4 Mr. Yeager's first cousin, Kyle Johnson, lives and works in Wenatchee,
5 Washington. Mr. Johnson's address and number has been provided to the USPO
6 Patrick Dennis. Mr. Johnson indicated he will allow Mr. Yeager and his mother to
7 reside with his family in Wenatchee, Washington "as long as needed." *Id.* at 2.

8
9 Mr. Yeager's mother, Pauline Yeager, lives in California. She will be
10 relocating to Wenatchee to help supervise her son and transport him to
11 expert/medical appointments and to court should the Court set conditions of
12 release. The PTSR confirmed that she is available to relocate to Wenatchee and
13 help care for Mr. Yeager's medical and court requirements. *Id.* Mr. Johnson and
14 Ms. Yeager will attend tomorrow's court hearing by video conference.

15
16 Dr. Paul Connor will be visiting Mr. Yeager at the Seatac Federal Detention
17 Center to conduct a complete battery of neuropsychological tests on Friday, May
18 7, 2021. Ms. Yeager will not arrive to Washington until Tuesday, May 11, 2021.

19
20 Due to these circumstances, it is requested that the Court set a time on
21 Tuesday, May 11, 2021, for Mr. Yeager's release. and require that he be released
22 to either Pauline Yeager or Kyle Johnson, should the Court set conditions of
23 release.¹

24
25
26 ¹ Ms. Yeager should know her travel plans before the hearing.

1 Counsel has prepared the administrative form 199C. Mr. Yeager has read
2 the form by video conference last week. Counsel has advised Mr. Yeager of the
3 significance of the form. Counsel requests that the Court allow counsel to sign the
4 form on Mr. Yeager's behalf, upon receiving authorization to do so at the hearing.
5

6 Suggested Special Condition 7 restricts Mr. Yeager the residence at all
7 times, with some exceptions. (ECF No. 28 at 5). It is requested that the Court
8 permit Mr. Yeager up to two hours a day to exercise outside the home, including
9 taking walks, so long as he does not travel more than a certain distance from the
10 residence, or the allow such outdoor exercise at the discretion of the United States
11 Probation Office. This is important to Mr. Yeager's ability to maintain his mental
12 health.
13
14

15 Suggested Special Condition 8 restricts Mr. Yeager's travel to Eastern
16 Washington. *Id.* It is requested that the Court allow travel to Western
17 Washington. Mr. Yeager's appointments for the psychiatric evaluation will likely
18 take place in Western Washington.
19

20 Based on the foregoing, it is requested that the Court set conditions of
21 release as set forth by the US Probation Office in the PTSR. (ECF 28 at 4-6).
22
23
24
25
26

1 Dated: May 3, 2021.

2 Respectfully Submitted,

3
4 s/ Stephen R. Hormel

5 WSBA #18733

6 Hormel Law Office, L.L.C.

7 17722 East Sprague Avenue

8 Spokane Valley, WA 99016

9 Telephone: (509) 926-5177

10 Facsimile: (509) 926-4318

11 Email: steve@hormellaw.com

12 **CERTIFICATE OF SERVICE**

13 I hereby certify that on May 3, 2021, I electronically filed the foregoing
14 with the Clerk of the Court using the CM/ECF System which will send
15 notification of such filing to the following: Dominique Park, Assistant United
16 States Attorney.

17
18 s/ Stephen R. Hormel

19 WA 18733